

TEMPORARY

NO.68316-T

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office DEC 14 2001

Returned to applicant for correction _____

Corrected application filed _____

Map filed _____

The applicant **Riverside Resort and Casino, Inc.**, hereby make application for permission to change the **point of diversion** of water heretofore appropriated under **Application 44145 Cert. 12855**

1. The source of water is **Underground source**
2. The amount of water to be changed **0.2 cfs to a total of 45.19 million gal/ann**
3. The water to be used for **quasi-municipal**
4. The water heretofore permitted for **quasi-municipal**
5. The water is to be diverted at the following point **in the NW¼ NW¼ Section 13, T32S, R66E MDB&M at a point wherethe NW corner of said section 13 bears N 78° 22' W 272.6 feet.**
6. The existing permitted point of diversion is located within **NW¼ NW¼ Sec.13, T32S, R66E MDB&M at a point where the NW corner of said section 13 bears N 4° 45' W a distance of 870.0 feet.**
7. Proposed place of use **within a portion of the NW¼ of Sec.13, T32S, R66E, M.D.B.&M.**
8. Existing place of use **(same as above) within a portion of NW¼ Sec.13, T32S, R66E, M.D.B.&M.**
9. Use will be from **January 1st to Dec. 31st** of each year.
10. Use was permitted from **January 1st to December 31st** of each year.
11. Description of proposed works **A proposed 12 3/4" cased well with a 20HP motor and pump set below the water level, thence to existing distribution facilities.**
12. Estimated cost of works **\$100,000**
13. Estimated time required to construct works **one year**
14. Estimated time required to complete the application of water to beneficial use **one year**
15. Remarks: **This well will be a replacement well for the existing well described in Item 6 above, dto to contamination in existing well beyond health limits. This is a main production well for the Riverside Hotel. If approved, a well driller is available within less than two weeks notice.**

By s/ **Richard V Wyman**
Richard V. Wyman, Agent
WRS #387
Wyman Engineering, P.O. Box 60473
Boulder City, NV, 89006-0473

Compared ds/bk ds/bk
Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions.

This temporary permit to change the point of diversion of the waters of an underground source as heretofore granted under Permit 44145, Certificate 12855, is issued subject to the terms and conditions imposed in said Permit 44145, Certificate 12855, and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This temporary permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

The issuance of this temporary permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The total combined duty of water under Permits 40518, Certificate 11894; 44145, Certificate 12855; 62632, Certificate 15641; 64282, Certificate 15642; 64283, Certificate 15643; 64284, Certificate 15644 and Temporary Permit 68316-T shall not exceed 348.78 acre-feet annually.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on **December 18, 2002** at which time all rights herein granted shall revert to the right being changed by this temporary permit.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.2 cubic feet per second, but not to exceed 45.19 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

Proof of completion of work shall be filed before:

Water must be placed to beneficial use on or before:

Proof of the application of water to beneficial use shall be filed on or before:

Map in support of proof of beneficial use shall be filed on or before:

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 19th day of November A.D. 2002


By: Deputy State Engineer Christine Thiel, P.E.

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